

IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

DERRICK LEVI MCKINNEY	:	CIVIL ACTION
	:	
v.	:	NO. 09-3679
	:	
PENNSYLVANIA BOARD OF	:	
PROBATION & PAROLE, <i>et al.</i>	:	

**ORDER**

**AND NOW**, this 10th day of September, 2009, it is **ORDERED** as follows:

1. The petition to proceed *in forma pauperis* (Document No. 3) is **DENIED WITHOUT PREJUDICE**;

2. If petitioner files with the Clerk within twenty (20) days from the date of this Order a notice that he wishes to proceed with this action and obligates himself to pay the \$350.00 filing fee, this action will be reinstated.

/s/ Timothy J. Savage  
TIMOTHY J. SAVAGE, J.